

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Irrigation Department – Allegation of corruption of demand and acceptance of bribe by Sri Medidi Bullaiah, formerly Deputy Executive Engineer, Special Minor Irrigation Sub-Division, Polavaram, West Godavari District – Trapped on 23-03-2009 – Sanction of prosecution – Order – Issued.

IRRIGATION & C.A.D. (IW:SERVICES-VI(1) DEPARTMENT

G.O.Ms.No. 26

Dated 20 -03-2010.

ORDER:

Whereas, Sri Medidi Bullaiah, son of Late Veeraraju worked as Deputy Executive Engineer, Special Minor Irrigation Sub-Division, Polavaram, West Godavari District from 19-12-2007 to 23-03-2009 and by virtue of the post held by him he falls under the category of a “Public Servant” as defined under section 2 (c) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988);

2. And whereas, Sri Vipparthi Rambabu, son of Venkanna came to the office of the Deputy Superintendent of Police, Anti-Corruption Bureau, Vijayawada Range on 22-03-2009 at 10.00 A.M., and presented a Telugu written report stating that he is resident of Pragadapalli Village and he is an agriculturist;

3. And whereas, it is alleged that Sri Vipparthi Rambabu is a member of Kotturu Water Tank Users Society and due to floods in August, 2008 the bunds of the Kotturu Tank Supply Canal were cut down and caused damage to the crops. The Government nominated Sri Vipparthi Rambabu to take up temporary flood relief works for the canal bunds, which was estimated at Rs.1.90 lakhs and Sri Vipparthi Rambabu executed the works and completed them in the stipulated time under the supervision of the Assistant Engineer and Deputy Executive Engineer Sri Medidi Bullaiah. Since, then Sri Vipparthi Rambabu is wandering around the office of Sri Medidi Bullaiah with a request to prepare the bills for the works executed by him and to forward the same for sanction. On 20-03-2009 at about 11.00 hours, Sri Vipparthi Rambabu met Sri Medidi Bullaiah and requested him to prepare the bills and forward them to the higher officials for passing the bills, since the people are pressurizing him to repay their loans. On that Sri Medidi Bullaiah demanded Sri Vipparthi Rambabu to pay Rs.20,000/- as bribe for preparation of bills and to forward to the higher officials. But Sri Vipparthi Rambabu expressed his inability to pay the demanded bribe amount and went away. Again on 21-03-2009, Sri Vipparthi Rambabu again met Sri Medidi Bullaiah and requested him to prepare the bills for his works and to forward the same to the higher officials for passing the bills, but Sri Medidi Bullaiah reiterated his earlier demand and on his further pleading, finally Sri Medidi Bullaiah reduced the bribe amount to Rs.15,000/-. As there was no other alternative, Sri Vipparthi Rambabu unwillingly agreed to pay the bribe amount to Sri Medidi Bullaiah. Sri Vipparthi Rambabu reluctantly agreed to pay the bribe amount of Rs.15,000/- to Sri Medidi Bullaiah and as he was not willing to pay the bribe amount of Rs.15,000/- to Sri Medidi Bullaiah, he approached the Anti-Corruption Bureau officials for taking necessary legal action against Sri Medidi Bullaiah. On receipt of the above complaint, confidential enquiries were made with regard to the genuineness of the complaint and the reputation of Sri Medidi Bullaiah, etc and a case in Crime No.2/RCT-EWG/2009 under section 7 of Prevention of Corruption Act, 1988 was registered on 23-03-2009 at 12.15 hours and investigated into;

(P.T.O.)

4. And whereas, it is alleged that on 23-03-2009 at 05.25 P.M., Sri Medidi Bullaiah, formerly Deputy Executive Engineer, Special Minor Irrigation Sub-Division, Polavaram, West Godavari District met Sri Vipparthi Rambabu at the house of Sri Vipparthi Rambabu and reiterated his earlier demand of bribe and Sri Vipparthi Rambabu gave the amount to Sri Medidi Bullaiah. Sri Medidi Bullaiah accepted the same with his right hand and kept the same in his left side upper shirt pocket. At about 05.35 P.M., Sri Vipparthi Rambabu came out of his house and gave the pre-arranged signal to the trap party members. Immediately, the Deputy Superintendent of Police and the other members of the trap party including the mediators rushed into the house of Sri Vipparthi Rambabu and found Sri Medidi Bullaiah sitting in a plastic chair in the verandah. Then the Deputy Superintendent of Police disclosed his identity and also the identity of the other members of the trap party to Sri Medidi Bullaiah. Then the Deputy Superintendent of Police ascertained the details of Sri Medidi Bullaiah. When the Deputy Superintendent of Police got conducted Sodium Carbonate solution test on both hand fingers of Sri Medidi Bullaiah, the right hand fingers only proved positive. When the Deputy Superintendent of Police asked Sri Medidi Bullaiah about the tainted amount, Sri Medidi Bullaiah voluntarily took out a wad of currency notes from his left side upper shirt pocket and produced before the mediators. The Deputy Superintendent of Police seized the tainted amount of Rs.15,000/-, shirt of Sri Medidi Bullaiah and connected documents/records etc., for the purpose of further investigation;

5. And whereas, the above said acts of Sri Medidi Bullaiah, Son of late Veerraju, worked as Deputy Executive Engineer, Special Minor Irrigation Sub-Division, Polavaram, West Godavari District constitute offences punishable under sections 7 and 13 (2) read with section 13(1) (d) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988);

6. And whereas, the Government of Andhra Pradesh being the competent authority to remove Sri Medidi Bullaiah, formerly Deputy Executive Engineer, Special Minor Irrigation Sub-Division, Polavaram, West Godavari District from service after fully and carefully examining the material (i.e., Final Report, F.I.R., mediator namas, Gist of statement of witnesses etc.,) placed before them in respect of the aforesaid acts and the circumstances of the case consider that Sri Medidi Bullaiah, son of late Veerraju worked as Deputy Executive Engineer, Special Minor Irrigation Sub-Division, Polavaram, West Godavari District should be prosecuted in a Court of Law;

7. Now, therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for the prosecution of Sri Medidi Bullaiah, son of late Veerraju worked as Deputy Executive Engineer, Special Minor Irrigation Sub-Division, Polavaram, West Godavari District for the above said offences punishable under sections 7 & 13 (2) read with section 13(1) (d) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and for any other cognate offence punishable under any other provisions of Law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(S.P.TUCKER)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti-Corruption Bureau, Hyderabad.
Copy to: The Law (B) Department.

//FORWARDED BY ORDER//

SECTION OFFICER